

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Edward D. Lewis et al.

Serial No. 10/720,737

Filed November 24, 2003

LIQUID-ACTIVATED
LIGHTED ICE CUBE

)
) Before the Examiner

)
) Group Art Unit 2821

Date of Deposit: April 6, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on the date indicated above.

William T. Banret

William T. Banret, Reg. No. 31,087

**RESPONSE TO COMMUNICATION REGARDING RESCISSION OF
NONPUBLICATION REQUEST AND/OR NOTICE OF FOREIGN FILING**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

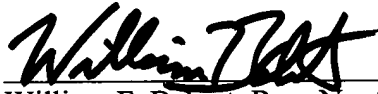
Sir:

In response to the Communication Regarding Rescission of Nonpublication Request and/or Notice of Foreign Filing, mailed March 30, 2004, Applicants hereby notify the Patent and Trademark Office that the certification in the Nonpublication Request filed on the filing date of the above-referenced patent application was in error. Applicants filed a foreign application on the same day as the above-referenced application.

It is believed that 35 U.S.C. §122(b)(2)(B)(iii) does not apply in this situation because Applicants did not foreign file after filing the above-referenced application. See paragraph 4 of the above-referenced Communication mailed March 30, 2004. See also 35 U.S.C. § 122(b)(2)(B)(iii) and Clarification of the United States Patent and Trademark Office's Interpretation of the Provisions of 35 U.S.C. §122(b)(2)(B)(ii)-(iv), 1272 Off. Gaz. Pat. Office 22, section 3, paragraph 4 (July 1, 2003).

It is believed that no fee is due in connection with this communication; however, if any fee is due, the Patent and Trademark Office is authorized to charge any such fee except for an issue fee to Deposit Account No. 50-2176.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "William F. Bahret", written over a horizontal line.

William F. Bahret, Reg. No. 31,087

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